

Bruce Senator F-99302  
California Men's Colony  
P.O. Box 8103  
San Luis Obispo, CA 93403-8103

UNITED STATES BANKRUPTCY COURT  
Eastern District of Virginia  
Richmond Division

IN RE: : No. 08-35653-KRH  
CIRCUIT CITY STORES, INC., :  
: BRUCE SENATOR'S MOTION TO BE PAID  
BRUCE SENATOR : THE \$150 DUE AS HE IS ENTITLED TO  
..... Creditor & Moving Party ..... : PRIORITY UNDER 11 U.S.C. §507(a)(7)

BRUCE SENATOR filed a claim to be paid the \$150.00 due him from a product purchase rebate, due from way back in the summer of 2006. This was far before the debtor filed for bankruptcy. (EXHIBIT: A).

SENATOR did receive notice of "PROOF OF CLAIM CONFIRMATION" receiving two (2) claim numbers: 13082 and 13413. (EXHIBIT: B). *There is also a non-notice claim #13575. 13575 and 13413 are duplicates.*

In the past few months SENATOR has received several notices from this court in which it appears other creditors have received payments; creditors which do not appear to have priority status.

SENATOR is due \$150.00. Since the debtor has engaged in fraudulent deceit, ... refusing for many months to even provide SENATOR with the case information so he could file his claim, clearly the debtor and their counsel should be assessed SANCTIONS in addition to SENATOR being awarded INTEREST on the \$150.00 from Sept. 1, 2006, *some three (3) years ago.*

In any event, SENATOR would like this court to order that SENATOR be PAID his PRIORITY CLAIM immediately if not sooner, and if not, to have a concrete explanation as to WHY, and WHEN it may be resolved.

VERIFIED TRUE AND CORRECT UNDER PENALTY OF PERJURY:  
August 24, 2009

*Bruce Senator*  
\_\_\_\_\_  
Bruce Senator F-99302

EXHIBIT

EXHIBIT

EXHIBIT

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EXHIBIT

EXHIBIT

EXHIBIT: A

EXHIBIT

EXHIBIT

Proof of Claim

EXHIBIT

EXHIBIT

S-18-2009

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

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EXHIBIT

EXHIBIT

EXHIBIT: A

B 10 (Official Form 10) (12/08)

UNITED STATES BANKRUPTCY COURT

PROOF OF CLAIM

Name of Debtor: CIRCUIT CITY STORES, INC.

Case Number: 08-35653-KRH

NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.

Name of Creditor (the person or other entity to whom the debtor owes money or property):

BRUCE SENATOR

☐ Check this box to indicate that this claim amends a previously filed claim.

Name and address where notices should be sent:

BRUCE SENATOR F-99302  
California Men's Colony  
P.O. Box 8103

Court Claim Number: \_\_\_\_\_  
(If known)

Telephone number: San Luis Obispo, Ca, 93403-8103

Filed on: \_\_\_\_\_

Name and address where payment should be sent (if different from above):

BRUCE SENATOR  
C/O NANCY LEE  
10502 Lampson Ave.

☐ Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

Telephone number: Garden Grove, Ca, 92840

☐ Check this box if you are the debtor or trustee in this case.

1. Amount of Claim as of Date Case Filed: \$ 150.00

If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.

If all or part of your claim is entitled to priority, complete item 5.

☐ Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.

5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.

Specify the priority of the claim.

2. Basis for Claim: REBATE CHECK FOR GOODS PURCHASED, EXPIRED  
(See instruction #2 on reverse side.)

☐ Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).

3. Last four digits of any number by which creditor identifies debtor: \_\_\_\_\_

3a. Debtor may have scheduled account as: \_\_\_\_\_  
(See instruction #3a on reverse side.)

☐ Wages, salaries, or commissions (up to \$10,950\*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. §507 (a)(4).

4. Secured Claim (See instruction #4 on reverse side.)

Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.

Nature of property or right of setoff: ☐ Real Estate ☐ Motor Vehicle ☐ Other  
Describe:

Value of Property: \$ \_\_\_\_\_ Annual Interest Rate: % \_\_\_\_\_

Amount of arrearage and other charges as of time case filed included in secured claim,

if any: \$ \_\_\_\_\_ Basis for perfection: \_\_\_\_\_

Amount of Secured Claim: \$ \_\_\_\_\_ Amount Unsecured: \$ \_\_\_\_\_

☐ Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5).

☒ Up to \$2,425\* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7).

☐ Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8).

☐ Other - Specify applicable paragraph of 11 U.S.C. §507 (a)( ).

Amount entitled to priority:

\$ \_\_\_\_\_

6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.

7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See instruction 7 and definition of "redacted" on reverse side.)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

\*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

Date: 5-13-2009

Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.

5-18-2009

BRUCE SENATOR  
Bruce Senator

FOR COURT USE ONLY

MC-030

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>BRUCE SENATOR F-99302</b> <b>California Men's Colony</b> <b>P.O. Box 8103</b> <b>San Luis Obispo, Ca. 93403-8103</b> TELEPHONE NO.: FAX NO. (Optional):		FOR COURT USE ONLY
E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>BRUCE SENATOR IN PRO PER</b>		
UNITED STATES BANKRUPTCY COURT STREET ADDRESS: <b>701 E. BROAD ST., Suite 4000</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Richmond, Va. 23219-1888</b> BRANCH NAME: <b>Eastern District of Virginia</b>		
PLAINTIFF/PETITIONER: <b>IN RE CIRCUIT CITY STORES, INC.</b> DEFENDANT/RESPONDENT:		
DECLARATION		CASE NUMBER: <b>08-35653-KRH</b>

Circuit City Stores, Inc. filed its petition Nov 10, 2008.  
The attached letters go back prior to that time, and a copy of  
the \$150 [expired] rebate check goes back to 04/02/07 [2007].

Circuit City has refused for over two years now to reissue  
the expired check. Circuit City has refused to list me as a  
creditor, nor to even respond to my inquiries and demands.

11

As their actions are an attempt to defraud, and as my  
rebate came well over one-year prior to bankruptcy, their  
fraud means I must be paid all \$150. Not a penny less.

I had to track down the case by writing to multiple federal  
bankruptcy courts. I DEMAND PAYMENT IN FULL.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: May 18, 2009

BRUCE SENATOR

(TYPE OR PRINT NAME)

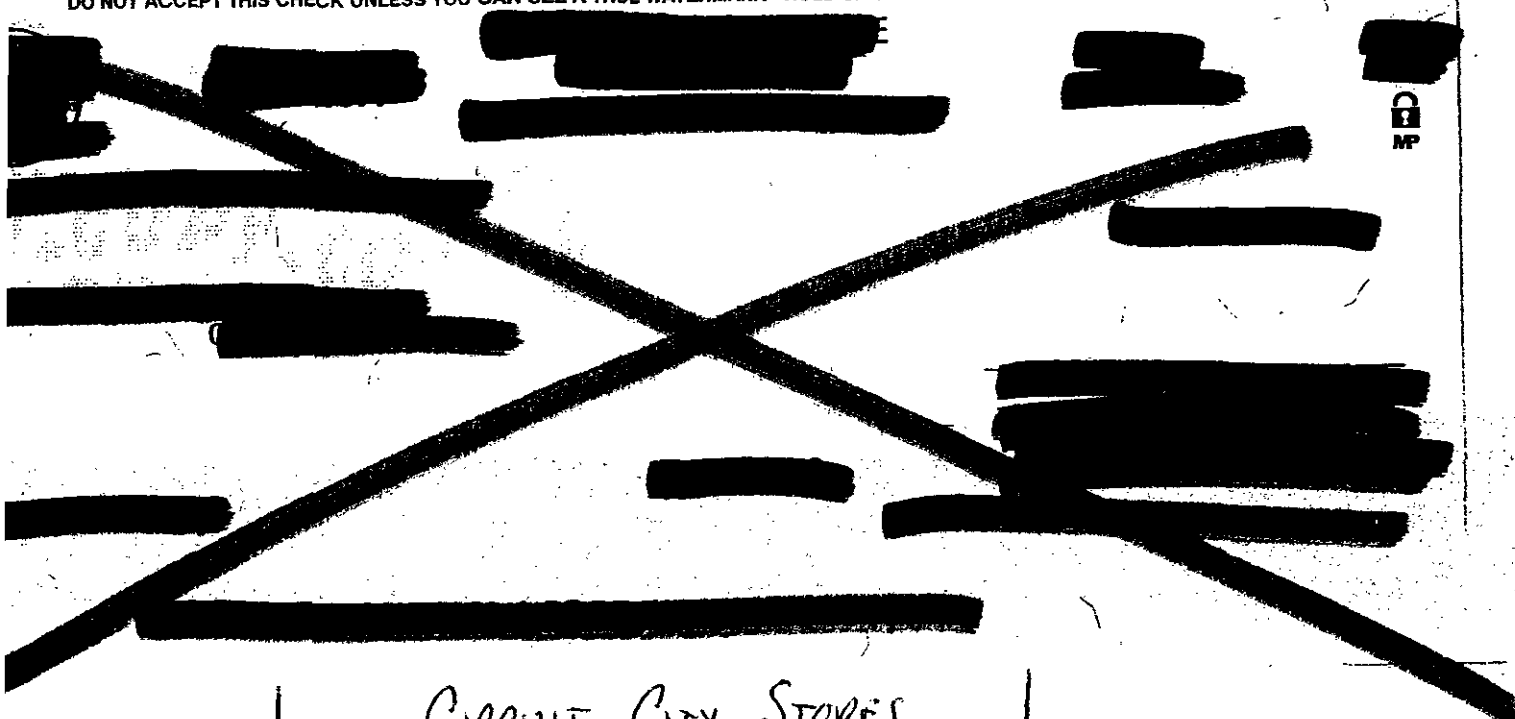
Bruce Senator

Bruce Senator

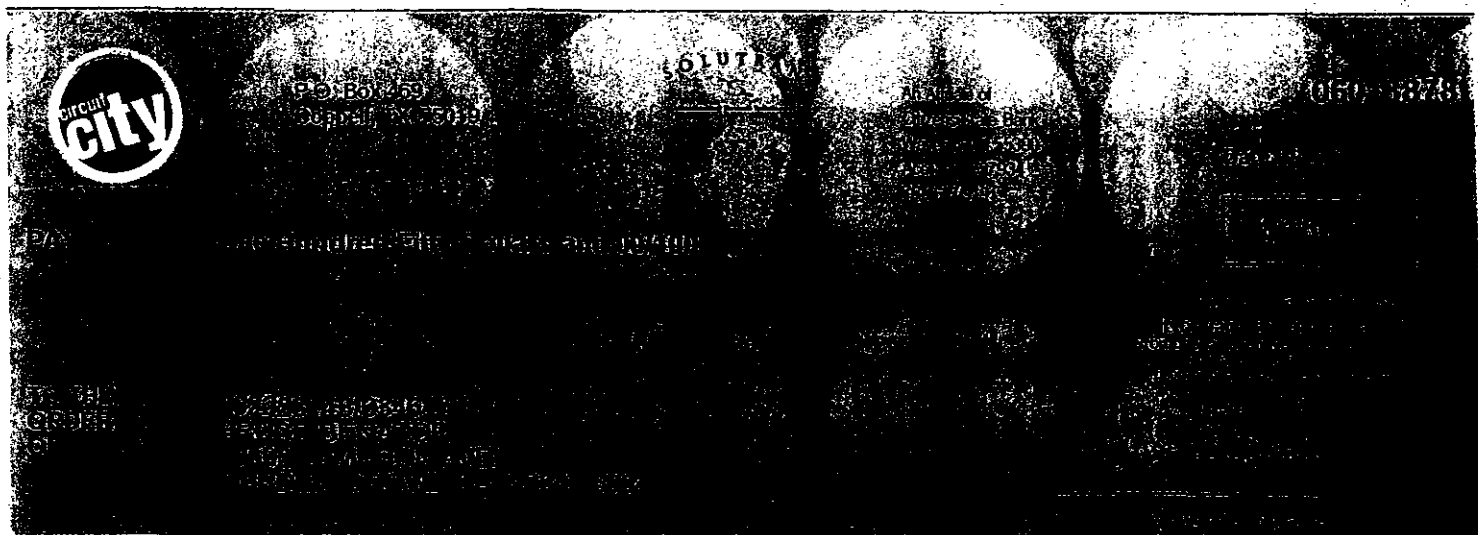
(SIGNATURE OF DECLARANT)

☐ Attorney for ☐ Plaintiff ☐ Petitioner ☐ Defendant  
☐ Respondent ☒ Other (Specify): Creditor

DO NOT ACCEPT THIS CHECK UNLESS YOU CAN SEE A TRUE WATERMARK - HOLD UP TO LIGHT TO SEE "SAFE" AND "VERIFY FIRST"



↓ Circuit City Stores ↓  
check



⑈06013878⑈ ⑆091916873⑆ 737934⑈

Never cashed.  
Just found them  
recently

May 11, 2009

Bruce Senator F-99302  
California Men's Colony  
P.O. Box 8103  
San Luis Obispo, CA 93403-8103

LEGAL COUNSEL

- **BANKRUPTCY ACTION**

Circuit City Stores, Inc.  
9954 Mayland Drive  
Richmond, VA 23233

RE: REBATE CHECK From Back In The Year 2006

Check #: 06013878  
Amount: \$150.00  
Other Info: 202223143 / 134647

Dear Counsel,

As I had not heard a word from you I started writing letters to the various federal bankruptcy courts. Finally I was advised by the court in Delaware that your action is filed in Richmond, VA. I have now written to that court seeking forms to file (1) A Creditor Claim, and (2) A Bankruptcy Fraud Claim.

You were STUPID to think I would let you slide by without paying me the \$150.00 you still owe me.

Now, with the FRAUD action I will file, you will NOT be able to get away with paying anything less than the full \$150.

As soon as the clerk of the court responds I will file my action for the claim and the fraud. STUPID!

Thank you,

*Bruce Senator*

Bruce Senator

January 17, 2009

Bruce Senator F-99302  
California Men's Colony  
P.O. Box 8103  
San Luis Obispo, CA 93403-0183

**LEGAL COUNSEL**

Circuit City Stores, Inc.  
9954 Mayland Drive  
Richmond, VA 23233

RE: REBATE CHECK From Back In The Year 2006  
Check #: 06013878  
Amount: \$150.00  
Other Info: 202223143 / 134647

Dear Legal Counsel,

Attached are copies of letters dated 10/8/2008, 9/3/2008, and 8/2/2008 along with a xerox of the \$150 rebate check in question. The initial check was issued in 2006. I purchased an ACER laptop computer from one of your stores in the San Fernando Valley, possibly in the City of Burbank, in August 2006 or Sept 2006. Shortly afterwards I was arrested and in the end run went to state prison.

The check was reissued to my friend's address in Garden Grove, Calif. as at that time I was in Orange County Jail. Unfortunately, my friend did not deposit the check and that is the status currently.

The \$150 rebate is due, and was due prior to your initial bankruptcy filing and recent decision to liquidate. I have tried to have it reissued but to no avail. Since your offices have not responded, this falls under the FRAUD statutes and thus bankruptcy would not cover you in this instance.

I need to know if you have me listed as a CREDITOR in the bankruptcy filing. If yes, why have I not been served. It comes down to this, either serve me as a CREDITOR or pay me the \$150. Otherwise, I will file a breach of contract/fraud civil suit in California.

Thank you,

  
Bruce Senator

BRUCE SENATOR F-99302  
California Men's Colony  
P.O. Box 8103  
San Luis Obispo, Ca. 93403-8103

10/8/2008

Circuit City

-ATTN: REBATES

P.O. Box 469

Coppell, TX 75019

RE: Check #: 06013878

Amnt: \$150.00

Order No: 202223143 / 034640

Ladies and Gentlemen,

On 8-12-2008 I sent a letter to my friend NANCY LEE to mail to you (copy attached). On 9-3-2008 I wrote inquiring as to if you reissued the \$150 rebate check (copy attached).

Failure to reissue the check will result in a civil suit; an unnecessary but costly civil suit. Bankruptcy will not evade liability as the issue of fraudulent evasion is not protected.

Please reissue as requested to:

BRUCE SENATOR

c/o NANCY LEE

10502 Lampson Ave.  
Garden Grove, Ca.  
92840-5004

Thank You  
Bruce Senator



BRUCE SENATOR F-99302  
California Men's Colony  
P.O. Box 8103  
San Luis Obispo, CA 93403-8103

9-3-2008

Circuit City

- ATTN: REBATES

P.O. Box 469

Coppell, TX 75019

RE: CHECK #: 06013878

AMOUNT: \$150.00

OTHER INFO: 202223143 / 034647

Ladies and Gentlemen,

Attached is a copy of a letter I mailed to my friend NANCY LEE which was to be forwarded to you for reissuance of the \$150 check. (A copy of which is attached).

Have you reissued the check? It should be pretty easy to Void-out, Stop, etc. and reissue ... mailing directly to: NANCY LEE

10502 LAMPSON AVE.

GARDEN GROVE, CA

92840

Thank You  
Bruce Senator

BRUCE SENATOR  
One North...  
10502 Laguna Ave  
Garden Grove, CA 92640

8-12-2007

CHUCK (C)

- Active Rebate Checks

P.O. Box 469

Coppell, TX 75019

Re: Check # 00013878

Amount: \$150.00

Other Info: 2002223/93/03469

Ladies and Gentlemen,

The enclosed check for a \$150 rebate was misplaced, being issued 04/02/07.

It states "Valid 90 days after issue."

Please return as follows:

One North...

10502 Laguna Ave

GARDEN GROVE, CA 92640

GARDEN GROVE, CA 92640

I thank you  
Bruce Senator

IFICATION - 446, 2015.5 C.C.P.)

OF CALIFORNIA  
Y OF SAN LUIS OBISPO

party of the above entitled actions, a citizen of the United States, over the age of eighteen years and a resident of San Luis County. My current address is:

BRUCE SENATOR CDCR No.: F-99302  
California Men's Colony-West  
P.O. Box 8103 / Unit 4 Dorm 23 Bed 254  
San Luis Obispo, California 93403-8103

IFY (OR DECLARE), UNDER THE PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT.  
UTED ON 5-18-09, AT SAN LUIS OBISPO, CALIFORNIA, 93403-8103.

PETITIONER (Signature)

DF OF SERVICE BY MAIL

TE OF CALIFORNIA  
NTY OF SAN LUIS OBISPO

not the party of the above entitled actions, am a citizen of the United States, over the age of eighteen years and a resident of San Obispo County. My current address is:

BRUCE SENATOR CDCR No.: F-99302  
California Men's Colony-West  
P.O. Box 8103 / Unit 4 Dorm 23 Bed 254  
San Luis Obispo, California 93403-8103

May 19, 2009

I SERVED THE WITHIN Proof of Claim;  
DECLARATION;  
ATTACHMENTS

THE PARTY:

SAID ACTION, BY PLACING A TRUE COPY THEREOF IN A SEALED ENVELOPE WITH POSTAGE THEREON  
EPAID, IN THE UNITED STATES MAIL AT CALIFORNIA MEN'S COLONY, SAN LUIS OBISPO, CA 93403-8103,  
DRESS AS FOLLOWS:

U.S. Bankruptcy Court 201 E. Broad St. #4000 Richmond, Va. 23219

Circuit City Claims Processing c/o Kuntzman Cannon Consultants LLC  
2335 Alaska Ave. El Segundo, Ca. 90245  
Gregg M. Galardi SKADDEN ARPS SLATE MEAGHER & FLEM LLP  
One Rodney Sq. P.O. Box 636 Wilmington, DE 19899

CERTIFY (OR DECLARE), UNDER THE PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT.  
ECUTED ON 5-19-2009, AT SAN LUIS OBISPO, CALIFORNIA, 93403-8103.

Bruce Senator  
DECLARANT (Signature)

EXHIBIT

EXHIBIT

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EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT: B

EXHIBIT

EXHIBIT

PROOF OF CLAIM

EXHIBIT

CONFIRMATION

EXHIBIT

S-27-2009 #13413

EXHIBIT

S-29-2009 #13082

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT: B

Circuit City Stores, Claims Processing  
c/o Kurtzman Carson Consultants LLC  
2335 Alaska Ave  
El Segundo, CA 90245

FIRST CLASS  
US POSTAGE PAID  
EL SEGUNDO CA  
PERMIT NO. 45049

Bruce Senator  
Bruce Senator F 99302  
California Mens Colony  
PO Box 8103  
San Luis Obispo, CA 93403-8103

**PROOF OF CLAIM CONFIRMATION**

Your proof of claim filed against Circuit City Stores, Inc.,  
case no 08-35653 was received on 5/29/2009  
and assigned claim number 13082

For more information, please visit [www.kcccllc.net/circuitcity](http://www.kcccllc.net/circuitcity) or call 1-866-381-9100

Circuit City Stores, Claims Processing  
c/o Kurtzman Carson Consultants LLC  
2335 Alaska Ave  
El Segundo, CA 90245

FIRST CLASS  
US POSTAGE PAID  
EL SEGUNDO CA  
PERMIT NO. 45049

Bruce Senator  
Bruce Senator F 99302  
California Mens Colony  
PO Box 8103  
San Luis Obispo, CA 93403-8103

**PROOF OF CLAIM CONFIRMATION**

Your proof of claim filed against Circuit City Stores, Inc.,  
case no 08-35653 was received on 5/27/2009  
and assigned claim number 13413

For more information, please visit [www.kcccllc.net/circuitcity](http://www.kcccllc.net/circuitcity) or call 1-866-381-9100

(VERIFICATION - 446, 2015.5 C.C.P.)

STATE OF CALIFORNIA  
COUNTY OF SAN LUIS OBISPO

I am the party of the above entitle actions, a citizen of the United States, over the age of eighteen years and a resident of San Luis Obispo County. My current address is:

Bruce Senator CDCR No.: F 99302  
California Men's Colony - West  
P.O. Box 8103 / Unit 4 Dorm 23 Bed 25 L  
San Luis Obispo, California 93403-8103

I CERTIFY (OR DECLARE), UNDER THE PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT. EXECUTED ON 8/24/09, AT SAN LUIS OBISPO, CALIFORNIA, 93403-8103.

Bruce Senator  
PETITIONER (Signature)

PROOF OF SERVICE BY MAIL

STATE OF CALIFORNIA  
COUNTY OF SAN LUIS OBISPO

I am not the party of the above entitle actions, a citizen of the United States, over the age of eighteen years and a resident of San Luis Obispo County. My current address is:

ON Aug. 27, 2009 I SERVED THE DOCUMENT BRUCE SENATOR'S MOTION TO BE PAID  
THE \$150 DUE AS HE IS ENTITLED TO PRIORITY UNDER 11 U.S.C. §507(a)(7)

IN SAID ACTION, BY PLACING A TRUE COPY THEREOF IN A SEALED ENVELOPE WITH POSTAGE THEREON PREPAID, IN THE UNITED STATES MAIL AT CALIFORNIA MEN'S COLONY, SAN LUIS OBISPO, CA 93403-8103, ADDRESS AS FOLLOWS: Clerk of the Bankruptcy Court

United States Bankruptcy Court Eastern District of Virginia Richmond Division

701 East Broad Street Richmond, VA 23219

Gregg M. Galardi Skadden, Arps, Slate, Meagher & Flom LLP (Counsel for Circuit City Stores)

One Rodney Square P.O. Box 636 Wilmington, DE 19890

Circuit City Claims Processing c/o Kurtz & Carson Consultants LLC

2335 Alaska Ave. El Segundo, CA 90245

I CERTIFY (OR DECLARE), UNDER THE PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT. EXECUTED ON 8/27/09, AT SAN LUIS OBISPO, CALIFORNIA, 93403-8103.

Bruce Senator  
DECLARANT (Signature)